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Dkt. 54205-A-PCT-US/JPW/AJM/NS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : John O'Connor et al.
Serial No. : 09/630,215 Examiner: Gailene Gabel
Filed : August 1, 2000 Group Art Unit: 1641
For : METHODS FOR PREDICTING PREGNANCY OUTCOME IN A
SUBJECT BY hCG ASSAY

1185 Avenue of the Americas
New York, New York 10036
May 16, 2005

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

**NOTICE OF APPEAL FROM
THE EXAMINER'S DECISION TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board from the Final Office Action mailed November 17, 2004 finally rejecting pending claims 58-67 in connection with the above-identified application.

Applicants are concurrently filing an Amendment in Response to November 17, 2004 Final Office Action and Petition for a Three-Month Extension of Time. With a three-month extension of time, the subject application is pending on May 17, 2005. Accordingly, this Notice of Appeal is being timely filed.

The required fee for filing a Notice of Appeal under 37 C.F.R. §1.17(b) is TWO HUNDRED FIFTY DOLLARS (\$250.00), and a check for this amount is enclosed.

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No fee, other than the enclosed fee of \$250.00, is deemed necessary in connection with the filing of this Notice of Appeal. However, if any additional fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

Respectfully submitted,

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to : Mail Stop AF, Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450.

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Date.

5/16/01

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